

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

In re: Application Ser. No. 75697908

Mark: Cubita

Published: April 17, 2007

Corporacion Cimex S.A.,

Opposition No. 91178943

Opposer,

v.

**NOTICE OF APPEARANCE AS
COUNSEL FOR APPLICANT**

DM Enterprises & Distributors, Inc.

Applicant.

_____/

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

The undersigned counsel of the law firm of BECKER & POLIAKOFF, P.A., hereby gives notice of its appearance in this proceeding on behalf of Applicant, **DM ENTERPRISES AND DISTRIBUTORS, INC.**, who has given its consent to the undersigned's appearance in this action on its behalf in connection with the Pending Opposition filed in this matter. A copy of the consent is submitted with this Notice.


09-27-2007

Dated: September 24, 2007

Respectfully submitted,

BECKER & POLIAKOFF, P.A.

By:



Mitchell W. Mandler

Florida Bar No. 286893

Manjit S. Gill

Florida Bar No. 189601

121 Alhambra Plaza, 10th Floor

Coral Gables, Florida 33134

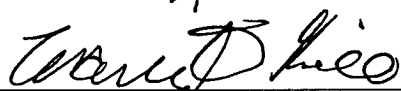
305-262-4433 (Telephone)

305-442-2232 (Facsimile)

Attorneys for Applicant DM Enterprises and
Distributors, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on September 24th, 2007, a copy of the foregoing was served by U.S. Mail, postage prepaid, on David B. Goldstein, Esq., of Rabinowitz, Boudin, Standard, Krinsky & Lieberman, P.C., 111 Broadway, 11th Floor, New York, New York 10006-1901.



Manjit S. Gill

MIA_DB: D10531/109207:1018751_1

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In re: Application Ser. No. 75697908
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Corporacion Cimex S.A.,

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v.

**CONSENT TO APPEARANCE OF
COUNSEL**

DM Enterprises & Distributors, Inc.

Applicant.

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

The Applicant, **DM ENTERPRISES AND DISTRIBUTORS, INC.**, hereby gives its consent to the appearance of Mitchell W. Mandler, Esquire and Manjit S. Gill, Esquire of the law firm of BECKER & POLIAKOFF, P.A., 121 Alhambra Plaza, Suite 1000, Coral Gables, Florida to appear on its behalf in connection with the Pending Opposition filed in this matter.

DM ENTERPRISES AND DISTRIBUTORS, INC.

By: 
Raul Diaz
Its: President

Date: 9/24/07

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE
TRADEMARK TRIAL AND APPEAL BOARD**

In re: Application Ser. No. 75697908

Mark: Cubita

Published: April 17, 2007

Corporacion Cimex S.A.,

Opposition No. 91178943

Opposer,

v.

**CONSENT MOTION FOR EXTENSION
OF TIME TO RESPOND TO NOTICE
OF OPPOSITION**

DM Enterprises & Distributors, Inc.

Applicant.

_____ /

Commissioner for Trademarks

P.O. Box 1451

Alexandria, VA 22313-1451

The Applicant, DM ENTERPRISES & DISTRIBUTORS, INC. ("DM Enterprises"), by and through undersigned counsel, hereby moves for an extension of thirty (30) days, through October 24, 2007, in which to respond to the Notice of Opposition filed in this matter by CORPORACION CIMEX S.A. ("Cimex"), and submits as follows:

1. DM Enterprises moves for this extension because it has just retained undersigned counsel to represent DM Enterprises in connection with this matter. Undersigned counsel requires the additional time to confer with its client and prepare a response to the Notice of Opposition.

2. This motion for extension is not made for the purpose of delay, and will not prejudice Cimex, as DM Enterprises submits that it has meritorious defenses to the Notice of Opposition.

3. DM Enterprises has conferred with counsel for Cimex, and counsel has consented to the requested thirty-day extension.

WHEREFORE, DM Enterprises moves for an extension of time, up through and including October 24, 2007, to respond to Cimex's Notice of Opposition.

Dated: September 24, 2007

Respectfully submitted,

BECKER & POLIAKOFF, P.A.

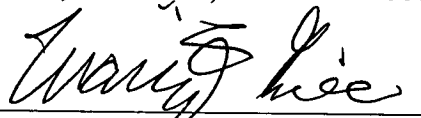
By: 

Mitchell W. Mandler
Florida Bar No. 286893
Manjit S. Gill
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121 Alhambra Plaza, 10th Floor
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305-262-4433 (Telephone)
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Attorneys for Applicant DM Enterprises and
Distributors, Inc.

CERTIFICATE OF SERVICE

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Manjit S. Gill